



June 5, 2013

Ms. Gayleen Perreira
Central Valley Regional Water Quality Control Board
11020 Sun Center Drive #200
Sacramento, CA 95670-6114

**SUBJECT: City of Davis Wastewater Treatment Plant Tentative Order R5-2013-xxxx
(NPDES No. CA009049)**

Dear Ms. Perreira:

The City of Davis (City) appreciates the opportunity to review the Tentative Order for the permit renewal for the City's wastewater treatment plant and the associated Tentative Time Schedule Order (TSO). We appreciate the work you and your staff have done to address the various issues we have discussed with you over the last few months. In general, we are in agreement with the requirements of the Tentative Order. We have a few remaining comments regarding the compliance schedule associated with the treatment plant upgrade and regarding some corrections and clarifications in the Tentative Order and the TSO.

COMPLIANCE SCHEDULE

Provision VI.C.7.b. contains the schedule for the City to comply with final effluent limitations for ammonia, BOD, pH, total coliform organisms and TSS. Provision VI. C.7.c contains the schedule for the City to comply with final effluent limitations for electrical conductivity. While it is the City's plan to proceed according to the schedules, we are concerned that potential litigation may delay the project and make it difficult to comply with some tasks. Clearly, such a delay would be due to factors outside the City's control. Therefore, the City requests that these compliance schedules be footnoted with the following statement:

"The due dates provided here for these tasks are based on the City's current schedule for implementation, however, such dates do not account for circumstances beyond the City's control. In the event that the City is unable to meet this date due to circumstances outside of the City's control (e.g., legal challenges by others), the dates may be adjusted by the Executive Officer. In no event may the Executive Officer adjust the final compliance date."

The TSO contains the same compliance schedules in Provision 1 and 2 on pg. 9. The City requests the same footnote be included in the TSO.

If this statement is not acceptable to Board staff then the City requests language be included that allows the City to request the permit be reopened to adjust the task timelines.

CLARIFICATIONS AND CORRECTIONS

Below are corrections and clarifications for the Tentative Order and the TSO.

Tentative Order

Section IV.A.2.i (p. 15). The methyl mercury load in the Delta Mercury TMDL was calculated incorrectly for Davis. The City requests that a footnote is added stating "The waste load allocation of 0.17 grams was calculated incorrectly in the TMDL. This WLA will be corrected prior to final adoption of WLA's for the Mercury TMDL."

Attachment E

Section IV.A, Table E-3 (p. E-5). The footnote associated with Total Coliform Organisms is #4 but should be #5.

Section IV.A, Table E-3 (p. E-5). Turbidity is noted as a parameter for Location EFF-A but is required to be measured "prior to disinfection" under Operation and Maintenance Specifications (Section C.4.a, p. 30). The City requests that footnote #1 not include turbidity, as monitoring will be after tertiary filtration but prior to disinfection. Additionally, the City requests that an additional footnote be added to turbidity which states, "to be measured after tertiary filtration but prior to disinfection."

Section X.D, Table E-13 (p. E-20). The Table requires submission of the same CVCWA Coordinated Methylmercury Control Study Progress Report and references two different sections of the permit. The first requirement for this progress report in the Table should be removed as it is duplicated at the end of the Table. Additionally, the second reference to the progress report requirement is stated as "Section VI.C.7.e" but should be "Section VI.C.7.d".

Fact Sheet

Section II.A The facility description should have the following deleted from the second sentence, "and then to the polishing pond" and delete the third sentence, "Effluent from the polishing pond is then pumped to the overland flow system." This is not part of the typical summer operation of the facility.

Time Schedule Order

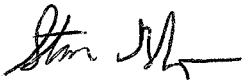
Finding 4 (p.2). Please add a heading to the table similar to the table in Finding 3 on p.1. The heading should read "Table 7. Effluent Limitations – Discharge Point No. 002."

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Provision 3 (p.9-10). The maximum daily interim limits are lower than the average monthly interim limits. The column headings should be switched in the table at the bottom of p. 9 and top of p. 10 (e.g., the average monthly interim limit for aluminum at Discharge Point No. 001 should be 1610 µg/L and the maximum daily limit should be 3075 µg/L).

Thank you for your consideration of our comments regarding the Tentative Order and TSO. Please contact me at (530) 747-8292 or sgryczko@cityofdavis.org if you have any questions regarding these comments.

Sincerely,



Stan Gryczko
WWTP Superintendent

cc: Tess Dunham, Somach, Simmons, and Dunn
Betsy Elzufon, Larry Walker Associates